

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

HEADWATER RESEARCH LLC

Plaintiff,

v.

SAMSUNG ELECTRONIC CO., LTD and
SAMSUNG ELECTRONICS AMERICA, INC.,

Defendants.

Case No. 2:22-CV-00422-JRG-RSP

**DEFENDANTS UNOPPOSED MOTION TO EXCUSE LEAD COUNSEL
FROM APRIL 24, 2024 DISCOVERY HEARING**

Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (collectively, “Samsung” or “Defendants”) respectfully file this Unopposed Motion to Excuse Lead Counsel from the April 24, 2024, Discovery Hearing. Defendants respectfully show the Court the following:

The Court has set a hearing for April 24, 2024 on multiple motions, including certain discovery motions. Pursuant to this Court’s Standing Order Regarding “Meet and Confer” Obligations Relating to Discovery Disputes dated March 11, 2020, “each party’s lead attorney shall attend any discovery motions hearings set by the Court.” (*See also* Dkt. No. 56 at ¶9(d) (Discovery Order)). Lead counsel for Defendants, Ruffin B. Cordell, is currently unable to attend the April 24 conference due to important and immovable family commitments. Accordingly, Samsung respectfully requests that the Court enter an order excusing Mr. Cordell from attending the April 24, 2024 discovery hearing, and request that Thad C. Kodish of Fish & Richardson P.C. and Melissa R. Smith of Gillam & Smith LLP be allowed to act as lead counsel with full decision-making authority at the hearing in place of lead counsel. Counsel for Defendants has conferred

with counsel for Plaintiff, and counsel for Plaintiff has indicated that Plaintiff is unopposed to the relief sought in this Motion.

WHEREFORE, Defendants respectfully request that the Court enter an order excusing Mr. Cordell from attending the April 24, 2024, discovery hearing.

Dated: April 19, 2024

Respectfully submitted,

By: /s/ Melissa R. Smith

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SAMSUNG ELECTRONICS AMERICA, INC.

CERTIFICATE OF CONFERENCE

Counsel for Plaintiff and counsel for Defendants have met and conferred in compliance with Local Rule CV-7(h). Plaintiff opposes this motion.

/s/ Melissa R. Smith
Melissa R. Smith

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on April 19, 2024. As of this date, all counsel of record had consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

/s/ Melissa R. Smith
Melissa R. Smith